



# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Complete if Known	
Application Number	10/816,762
Filing Date	2 April 2004
First Named Inventor	Robert J. Drost
Group/Art Unit	2874
Examiner Name	Rahll, Jerry T.
Attorney Docket Number	SUN-P9705

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See, *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission Required under 37 C.F.R. § 1.114

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 05/01/2007 (Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii.  Other:
- b.  Enclosed
  - i.  Amendment/Reply 01 FC:1801 790.00 CP
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other: PETITION FOR EXTENSION OF TIME UNDER 37 CFR § 1.136(a)

## 2. Miscellaneous

- a.  Suspension of action on the above-identified application is request under 37 C.F.R. § 1.103(c) for a period of    months.  
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
- b.  Other:

## 3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1003 (Docket No. SUN-P9705)
  - i.  RCE fee required under 37 C.F.R. § 1.17(e)
  - ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
  - iii.  Other: Please deduct any underpayments and credit any overpayments from Deposit Account Number 50-1003.
- b.  Check in the amount of \$ 790.00, (\$790.00 RCE fee) enclosed.
- c.  Payment by credit card (Form PTO-2038 enclosed).

## SIGNATURE OF APPLICATION, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Shun Yao	Registration No. (Attorney/Agent)	59,242	Telephone	530-759-1667
Signature				Date	25 April 2007

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent And Trademark Office on:

Name (Print/Type)	Jeannie Camara	Date	25 April 2007
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, M/S: Box RCE, P.O. Box 1450, Arlington, VA 22213-1450.